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Attorneys for Defendant  
KNAPP FARMS, INC.

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

VOICEBOX CREATIVE, INC.,

Plaintiff,

v.

KNAPP FARMS, INC, d/b/a KNAPP  
VINEYARDS WINERY AND  
RESTAURANT,

Defendant.

Case No. C 07-05669 MHP

**DEFENDANT'S WAIVER OF SERVICE OF  
SUMMONS**

Defendant Knapp Farms, Inc. ("Defendant") acknowledges receipt of plaintiff's request to waive service of summons in this action. Undersigned counsel for Defendant has received a copy of the Complaint in the action and agrees to save the cost of service of a summons herein by not requiring plaintiff to serve Knapp Farms, Inc. with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

1 In waiving service, Knapp Farms, Inc. retains all defenses and objections to the lawsuit,  
2 including objections as to jurisdiction or venue, save and except for objections based upon a defect in  
3 the summons or the service of the summons.

4 Knapp Farms, Inc. further understands that a judgment may be entered against it if an answer  
5 or motion under Rule 12 of the Federal Rules of Civil Procedures is not served upon plaintiff within  
6 60 days after November 14, 2007, i.e., on or before January 14, 2008.

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8 Dated: December 4, 2007

Respectfully submitted,

9 HARVEY SISKIND LLP

10 By: /s/  
11 D. Peter Harvey

12 Attorneys for Defendant  
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